

**REGISTRATIONS
OPEN TILL
25TH AUGUST
2018**

4th Manipal Ranka National Moot Court Competition 2018

**29th SEPTEMBER
TO
1st OCTOBER
2018**

Host & Joint Organizer :



**School of Law,
Manipal University
Jaipur**

Joint Organizer :

**RANKA PUBLIC
CHARITABLE
TRUST**

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**4th Manipal Ranka National
Moot Court Competition 2018**



CORDIAL INVITATION



MANIPAL
UNIVERSITY
JAIPUR

4th Manipal Ranka National Moot Court Competition - 2018
School of Law
Manipal University Jaipur

MUJ/Dean FoA&L/55

June 11, 2018

Convener

Prof. Mridul Srivastava
Dean, Faculty of Arts & Law
Manipal University Jaipur

Organizing Committee

Dr. Vijay Laxmi Sharma
Dr. Sony Kulshrestha

Dear Sir / Madam,

The Manipal Education Group is an inspiring leader in the field of education, research and healthcare. In a span of over six decades, it has transformed the lives of more than 3,00,000 students from over 59 countries. The group includes five Universities – Manipal University (Manipal, Karnataka), Sikkim Manipal University (Sikkim), American University of Antigua (Caribbean Islands), Manipal International University (Malaysia) and Manipal University Jaipur (Jaipur).

The Manipal Education Group, with its heritage of excellence in higher education for over 65 years, launched Manipal University Jaipur in 2011 on an invitation from the Government of Rajasthan, as a self-financed State University.

We take great pleasure in announcing that Manipal University Jaipur is scheduled to organise the **4th Manipal Ranka National Moot Court Competition 2018 on 29 September to 01 October 2018**. In this regard, we solicit your cooperation by taking part in the Moot Court Competition.

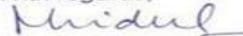
The last date for registration is 25th August 2018. The registration form along with the participation fee of Rs. 5,000/- (Rupees five thousand only) to be remitted through Demand Draft in favour of 'Manipal University Jaipur' payable at Jaipur. Please mention name of the participants and the institution on the reverse of the original DD and send the form along with the DD on the following address :-

**Dean, FoA&L
School of Law
Manipal University Jaipur
Dehmi Kalan, Jaipur-Ajmer Expressway, Jaipur-303007**

Do participate and enjoy our hospitality and the ambience of the heritage city of Jaipur.

Note : For rules & regulations regarding the competition and moot problem, visit our website. For further queries, kindly contact **Dr. Sony Kulshrestha, Mobile No 09784259917, email: sonykulshrestha@gmail.com**

With regards,


Prof. Mridul Srivastava
Dean Faculty of Arts & Law
Manipal University Jaipur



Dehmi Kalan, Off Jaipur-Ajmer Expressway, Jaipur-303007, Rajasthan (INDIA) Phone : +91 141 3999100

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MOOT PROPOSITION

1. Mohammed Alam hailed from renowned Nawab family of Lucknow and is a multimillionaire with several heritage buildings. He has a spoilt son named Rizvan Ahmed. Chandramukhi, a Hindu girl of age of 20 years, fell in love with the Muslim boy Rizvan Ahmed aged about 24 years, when both were students in the same college. Chandramukhi expressed her desire to marry as per Hindu customs but Rizvan Ahmed insisted to convert her to Islam and have Nikah as per Shariat. She was renamed as Sanaya Begum. Both ultimately agreed and Nikah was performed in the year 2010 with grand ceremonies as per Muslim customs. From their wedlock they had one son Mohammed Irfan and a daughter Shayara Bano.

2. In 2013 Rizvan Ahmed had a second marriage with Umaira Naaz, aged 20 years, in spite of objection raised by his first wife. From the second wife he has one son aged about 3 years. In 2016 he again had a third marriage with Gulshan Parveen. Separate apartments were allotted to each wife in posh Mumtaz Mahal with common entrance to each wife under security. He wanted to have another marriage to which his first wife Sanaya Begum objected. Still he went ahead and married his fourth wife named Ishrat Jahan in January, 2018. He claimed that as per Islamic law he can have 4 wives at a time. Married life of Rizvan Ahmed was not happy. He used to drink heavily and enjoyed the company of other women also.

3. Relations between Rizvan Ahmed and Sanaya Begum became strained. He started neglecting her and their children. She had no option but to go back to her parental home, who first resisted as she was Muslim, but ultimately permitted her to stay in her parental house. No efforts were made by Rizvan Ahmed to reconcile and bring her back to matrimonial home Mumtaz Mahal. On the contrary her apartment was opened by Rizvan and, her clothes were sent to her parental house. Rizvan started using this place for objectionable activities. He discontinued maintaining his first wife and their children.

4. On 10.02.2018 Rizvan Ahmed in the presence of two witnesses Mohammed Yaseen and Ayaz Ahmed declared that I give 'talaq, talaq, talaq', hence I divorce my wife Sanaya Begum. From this date there is no relation of husband and wife. From to-day I am 'haraam' and I have become 'naamharaam'. In future she is free to lead her life. This message was conveyed on mobile of Sanaya Begum. A Deed of Divorce duly witnessed by the above stated two witnesses was executed on 10.02.2018 and its copy was sent by speed-post to Sanaya Begum at her parental address. Along with the Deed of Divorce a demand draft of Rs. 51,000/- was sent, which comprises a sum of Rs. 41,000/- towards payment of dower and Rs. 10,000/- towards the expenses of waiting period. A request was made to accept the same.

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5. After divorce by 'triple talaq' Rizvan Ahmed got attracted towards a charming club dancer Afreen Rehman in a pub. He kidnapped her, took her to a posh hotel and raped her. On persuasion he had Nikah with her in a simple ceremony on 01.03.2018 and provided her the apartment earlier in occupation of Sanaya Begum the petitioner.

6. The petitioner Sanaya Begum, approached the Hon'ble Supreme Court by filing a writ petition under Article 32 of the Constitution of India, for assailing the divorce pronounced by her husband Rizvan Ahmed on 10.02.2018 as stated hereinbefore. Copy of Deed of Divorce and the bank draft uncashed, was annexed. The petitioner has sought a declaration, that the 'talaq-e-biddat' pronounced by her husband on 10.02.2018 be declared void ab-initio. It is also her contention, that such a divorce which abruptly, unilaterally and irrevocably terminates the ties of matrimony, purportedly under Section 2 of the Muslim Personal Law (Shariat) Application Act, 1937 (hereinafter referred to as, the Shariat Act), be declared unconstitutional. During the course of hearing, it was submitted, that the 'talaq-e-biddat' (triple talaq), pronounced by her husband is not valid, as it is not a part of Shariat (Muslim personal law). It is also the petitioner's case that divorce of the instant nature cannot be treated as "rule of decision" under the Shariat Act. It was also submitted that the practice of 'talaq-e-biddat' is violative of the fundamental rights guaranteed to citizens in India under Articles 14, 15 and 21 of the Constitution. It is also the petitioner's case that the practice of 'talaq-e-biddat' cannot be protected under the rights granted to religious denominations (or any sections thereof) under Articles 25(1), 26(b) and 29 of the Constitution. It was submitted that the practice of 'talaq-e-biddat' is denounced internationally, and further, a large number of Muslim theocratic countries, have forbidden the practice of 'talaq-e-biddat' and as such, the same cannot be considered sacrosanct to the tenets of the Muslim religion. The petitioner also claimed that the Constitution says "State shall endeavor to secure for the citizens a uniform civil code throughout the territory of India" and that it is more than 65 years but uniform civil code has not been enacted, causing different rules for the citizens of India effecting disunity and is against nationality. So it be directed to be enacted in 5 years. She also claimed that fifth marriage with Afreen Rehman is illegal and needs annulment and he be prosecuted for committing rape and kidnapping. It is also contended keeping four wives at a time is inhuman as one or the other is neglected and ill-treated and hence is bigamy and needs to be declared as violative of Articles 14 and 21 of the Constitution.

7. The counter-affidavit filed by respondent Rizvan Ahmed admitted factum of marriage, birth of children, but claimed that the petitioner left her matrimonial home on 01.02.2018 along with the children of her own accord for her parental home and refused on phone to return to matrimonial home. Based on the above, the case of the respondent-husband is that he had pronounced 'talaq' in consonance with the prevalent and valid mode of dissolution of Muslim marriage. It was submitted that the pronouncement of divorce by him fulfils all the requirements of a valid divorce, under the Hanafi sect of Suni Muslims, and is in consonance with Shariat (Muslim personal law). He further submitted that his marriage with Afreen

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Rehman is with her consent and she is his legally wedded wife and so the question of rape does not arise. He denied the charge of kidnapping and rape and having four wives is permissible in Islam. He also submitted that petition under Article 32 is not maintainable as the questions raised in the petition are not justiciable under Article 32 of the Constitution.

8. The participants are required to submit the memorial containing brief facts, arguments with citations before 10.09.2018. The Constitutional validity being in challenge, a 5 Judge Bench is constituted which would hear the matter on 29th September, 2018 at 11.00 A.M.

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RULES AND REGULATIONS

1. Aim and purpose

- (i) To give exposure to students pursuing the law course to the environment of the court system in India and to hone their advocacy skills.
- (ii) To provide a real life experience cum training in doing cutting edge research, presenting ground breaking arguments and contributing to the development of jurisprudence in concerned areas of law.

2. Date and Venue

September 29th to 1st October 2018 at Manipal University Jaipur, University Campus, Jaipur.

3. Team composition and eligibility criteria

1. Each team shall comprise of three (3) members ONLY out of which two (2) will be speakers and one (1) researcher.
2. Arguments shall be in English only.
3. The competition is open for bona-fide students pursuing five year and three years LL.B course.
4. Each Law College/ University shall be eligible to send one team. Team should not disclose the identity of their institution in course of proceedings in the court rooms; such disclosure shall invite penalties including disqualification.
5. Each team shall be provided with the team code by draw of lots followed by exchange of memorials.

4. Registration

- (i) The Registration form completed with all Team Details must be submitted online and also sent to the College on or before 25th August 2018.
- (ii) A registration fee of Rs.5000/- is to be sent by way of Demand Draft drawn in favor of “Manipal University Jaipur”, payable at Jaipur along with the registration form.
- (iii) Registration particulars as soft copy and scanned copy of DD should be sent by e-mail to manipalrankamcc@gmail.com “**4TH MANIPAL RANKA NATIONAL MOOT COURT COMPETITION 2018 REGISTRATION**” as the subject of the mail latest by 25th August 2018. The body of the mail should also contain the details of team members (All three) such as Name, Contact Number, Email Id, Role.

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For Example – Name-XYZ , Contact NO – 1234567890 , Email –XYZ@gmail.com,
Role- Speaker1/2 or Researcher

- (iv) Registrations without the scanned copy of the DD will not be valid.
- (v) The hard copy of duly attested (by authority of participating institution) & Demand Draft should reach the Host University on or before 25th August 2018.
- (vi) No change in the names of the participants shall be permitted after the receipt of the Registration Form, except at the sole discretion of the Organizers.
- (vii) Teams should clearly mention the participants' name, contact no. including year/semester of study in the form

5. Dress Code

Inside the court room the participant shall follow the below mentioned dress code.

- (i) **Females:** white salwar kurta & Dupatta or white shirt and black trousers along with black coat and tie.
- (ii) **Males:** white shirt, black trousers, black tie along with black coat and black shoes.

The dress code for all the functions at the competition shall be western formals for gentlemen and western or Indian formals for ladies

6. Competition Rounds

There shall be two preliminary rounds, quarter final, semi- final and a final round spreading over a period of 3 days.

A. Preliminary Rounds

- (i) In preliminary rounds each team shall argue from both the sides (appellant and respondent).
- (ii) The team shall be credited with a win in a preliminary round if their round total is more than opposing team.
- (iii) The marks of the EACH preliminary round shall be the cumulative total of the marks of both the speakers and the marks of the memorial of the side in which they are appearing.

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(v) No team shall face each other more than once in the preliminary rounds.

(vi) Each team shall face a different bench in each round of arguments.

(vii) TOP EIGHT (8) teams shall move to the quarter finals on the basis of the marks of the preliminary rounds.

(viii) The following criteria shall be observed in deciding teams which are to move in quarter finals.

a. The teams that have TWO wins in preliminary rounds shall proceed to the quarter final.

b. In case less than 8 teams are able to score two wins then teams that have 1:1-win loss ratio shall advance based on their aggregate score in the Preliminary Rounds.

c. Teams that have TWO wins shall be given preference over those which have 1 win and 1 loss.

(ix) In case of a tie between two or more teams, the aggregate total of the score of oral submissions of the speakers shall be taken into consideration and if after that too there is a tie the marks of the memorial will be taken into consideration.

B. Quarter Finals

(i) Eight (8) teams shall compete in quarter final. Criteria for qualifying to quarter finals have been mentioned in previous clauses.

(ii) It shall be a knock out round. The winner of each round shall move to the semi-final. Four (4) teams shall move to semi-finals.

(iii) The criteria of marking in this round are aggregate total of the marks of both the speakers

(iv) In case of tie between teams, in quarter finals, the aggregate total of the marks of memorials (appellant and respondent) of the teams shall be counted. Team with highest marks moves ahead.

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C. Semi Finals / Final

- (i) Four (4) teams shall compete in semi-finals. The criteria of qualifying in semi-finals have been mentioned in previous clauses.
- (ii) It shall be a knock out round. The winner of each round shall move to the Final.
- (iii) The criteria of marking in this round are aggregate total of the marks of both the speakers.
- (iv) In case of tie between teams, in semi-finals, the aggregate total of the marks of memorials (appellant and respondent) of the teams shall be counted. Team with highest marks moves ahead.
- (v) There shall be one (1) **FINAL ROUND**.
- (vi) The marking criteria in Final Round is same as that of semi-final (clause 3. (iii)).

7. Memorial

The following requirements for memorials must be strictly followed. Non-conformities will be penalized:

- (i) All teams must submit Memorials/ Written Submissions for both sides. (Appellant/ Respondent).
- (ii) Participants are allowed to frame additional issues other than those provided in the moot proposition, if desired.
- (iii) All teams must submit typed Memorials for both sides and the Memorials must fulfill all the following specifications;
- (iv) Memorials must contain the following:
 - (a) Cover page / Cause title.
 - (b) Index.
 - (c) Index of Authorities.

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- (d) Statement of Jurisdiction.
- (e) Synopsis of Facts.
- (f) Summary of Arguments.
- (g) Arguments / Pleadings.
- (h) Conclusion / Prayer.

(v) The memorial shall not be of more than forty (40) pages and the Arguments shall not exceed more than twenty-five (25) pages.

(vi) The Memorial shall be typed on A4 size page in Font type: Times New Roman, Font size: 12, 1.5-line spacing & 1-inch margin on each side. Blue Book pattern shall be followed.

(vii) The Cover Page of the Memorial must follow the following color scheme, Blue for the Applicant Cover Page and Red for the Respondent Cover Page.

(viii) The Memorial must be spiral bound ONLY.

(viii) The Memorial must not contain any Annexure/Photographs/Sketches/Exhibits/Affidavits etc.

(ix) Soft Copies of the memorials (Both Side Appellant and Respondent) in word as well as pdf format must be mailed to manipalrankamcc@gmail.com “**Memorial Submission by Memo Code**” (For Ex. **Memorial Submission by M-101**) as subject of the mail by 10th September 2018.

(xi) Two (2) hard copies + one soft copy on one (1) CD for each side (appellant and respondent) must reach the organizers (SOL Manipal University Jaipur) by 15th September 2018. Late submission will be penalized by one point each memorial for every day of delay after due date. No excuses in respect of delayed courier services will be entertained.

(xii) Eight (8) hard copies from each side (appellant and respondent) shall be submitted by the teams on reaching at the venue of the Moot Court.

(xiii) Identification of any type shall attract severe penalty.

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Marking criteria for memorials

(i) The following shall be the criteria for marking the memorials:

Sr. No.	Marking Criteria	Marks allocated
1.	Knowledge of Facts	10
2.	Knowledge of Law	10
3.	Proper and Articulate Analysis	10
4.	Evidence of Original Thought	10
5.	Grammar and Style	10
6.	Correct Format and Citation	10
7.	Extent and Use of Research	20
8.	Clarity and Organization	20
	TOTAL :	100

(ii) Memorial from each side shall carry total of hundred (100) marks.

(iii) A penalty of two (2) marks for each side of memorial shall be entailed on each day's default in submissions of memorials.

8. Oral Submissions

(i) Each team shall comprise of two (2) speakers, as has been specified earlier.

(ii) Court language shall be English only

(iii) Each team will have a maximum of thirty (30) minutes to present their Oral Submissions in Preliminary Rounds. No speaker will be permitted to address the Court for more than

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seventeen (17 minutes). This includes the time the speaker addresses the Court during the rebuttal/ sur-rebuttal. The maximum time for rebuttal/sur-rebuttal is five (5) minutes.

(iv) The maximum time allotted in quarter finals, semi-finals and final shall be forty-five (45) minutes for each team. No speaker shall be allowed to address the court for more than twenty-five (25) minutes. This includes the time the speaker addresses the court during rejoinder/sur-rejoinder.

(v) At the commencement of each session of Oral Submissions each team must notify the Court Officer of the amount of time that the team reserves for their rejoinder/sur-rejoinder. A maximum of 5 minutes can be reserved for the rejoinder/sur-rejoinder.

(vi) At the commencement of each session of Oral Submissions each team shall notify the Court Officer as to the division of time between the 2 speakers.

(vii) If any speaker continues to speak after the completion of his/her time, he/she shall entail penalty which shall be upon the discretion of the judges.

(viii) The final decision as to the time structure and the right to rejoinder/sur-rejoinder will be that of the Bench Judges.

(ix) During the course of oral submissions the participants cannot submit to the court any material containing pictorial representation whatsoever. Further the participants will not be permitted to make any audio/visual representation nor will they be allowed to use personal computers, laptops and any other technical or mechanical device during their oral submissions.

(x) Speakers shall not be allowed to pass annexure to the judges; instead the teams may make a compendium of annexure that shall be given to the judges before the start of proceedings.

(xi) If at any instance a submission is made with any material in violation to the above clause and if any picture, sketches, photos, cartoons, caricatures, audio film, video film, projector-slide or a computer generated image is submitted or presented to court, the teams shall be disqualified from the competition forthwith.

(xii) During the course of the Oral Submissions no speaker shall neither reveal his/her identify nor the identity of their University / College by any means whatsoever.

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Marking Criteria for the Arguments:

- (i) Each Speaker will be marked on a total of 100 marks by each Bench Judge.
- (ii) The following will be the Marking Criteria and the Marks allocated to each Speaker by each Judge in the Round:

Sr. No.	Marking Criteria	Marks allocated
1.	Appreciation and Application of Facts.	10
2.	Identification and Articulation of Issues.	10
3.	Application of legal principles.	10
4.	Use of authorities and precedents	10
5.	Response to questions	10
6.	Presentation skills	10
7.	Clarity of thoughts and logical structure of arguments	10
8.	Poise and Demeanor	10
9.	Strategy	10
10.	Ingenuity	10
	TOTAL :	100

- (iii) The decision of the judges as to the Marks allocated to any team shall be final.

9. Awards: -

- Winning Team Award:
 - The winning team will receive a trophy and a cash prize.
- Runner-Up Award:
 - The Runner -Up will get a trophy and a cash prize.
- Best Student Advocate:
 - Best Student Advocate will get a trophy and cash prize.
 - Second Best Student Advocate will get a trophy and cash prize.
- Best Memorial Award:
 - Best Memorial Awardee will get a trophy and cash prize.
- Certificate for participation will be given to all the participants

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10. Any Clarification for the competition can be sought from: -

Regarding Queries on Case / Submission of Memorials /Accommodation / Transport/ etc.

- (i) Dr. Sony Kulshrestha- sonykulshrestha@gmail.com Mobile-09784259917
- (ii) Mail @ manipalrankamcc@gmail.com

11. Miscellaneous: -

- (i) No team or any of its members or anyone connected with any team will be permitted to sit or hear the arguments in any court room in which that team is not one of the contesting teams while that team is competing in the competition. For the violation of this rule strict action may be taken against the team, even ranging to the disqualification of the team from the competition.
- (ii) If there is any dispute in regard to the interpretations of the rules or with respect to any matter related to the competition which is not contemplated in the rules, the decision of the Organizers shall be binding and final.

Note: Organizers will provide lodging and boarding facilities only from September 28th to noon October 2nd 2018.

- (iii) **The teams must mail the travel details form by 10th September 2018. As “Travel Details Team Memo Code as subject (For Ex. Travel Details M-101 or M-102 etc.) on manipalrankamcc@gmail.com. Delay in submission of travel details/ Form will attract penalties.**
- (iv) **The teams are required to reach the venue by 12:00 PM on 28th August 2018 for the registrations, Draw of lots and memorial exchange.**

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REGISTRATION FORM

(Note: Please Fill in capital letters)

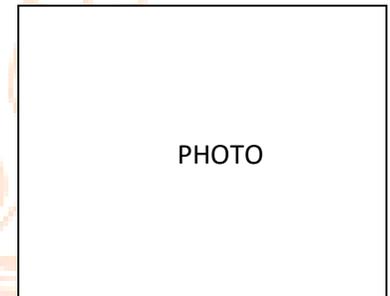
Organization/Institution

Address:.....
.....City:.....
.....Pin:.....State:.....

Particulars of the Team Members:

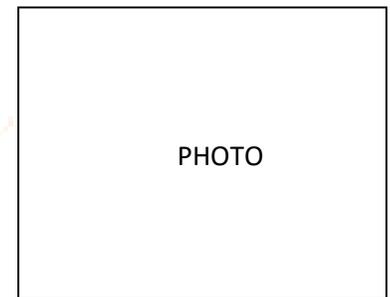
1. Speaker One: -

Name-.....
Semester/Year of study.....
Contact No.....
Email Id.....
Signature.....



2. Speaker Two: -

Name-.....
Semester/Year of study.....
Contact No.....
Email Id.....
Signature.....



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3. Researcher: -

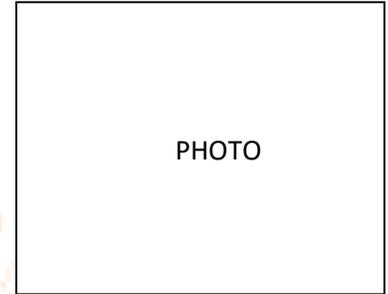
Name-

Semester/Year of study.....

Contact No.....

Email Id.....

Signature.....



Accommodation Required: Yes No

Details of Registration Fees:

Demand Draft number: Draft amount Date: Name of the Bank: Branch:
.....

Demand Draft should be drawn in favour of “Manipal University Jaipur” payable at Jaipur. Please mention name of the participants and the institution on the reverse of the original DD and

Send the form along with DD on the following address: Dean FoA&L, Manipal University Jaipur, VPO-Dehmi Kalan, Tehsil Sanganer, Off Jaipur-Ajmer Expressway, Jaipur-303007, Rajasthan (India) Phone: +91 1413999100 Extn. Nos. 354&143

Please bring the receipt sent by Manipal University Jaipur to the registration desk to facilitate the registration process.

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TRAVEL PLAN FORM

(FOR OUT- STATION PARTICIPANTS ONLY)

ARRIVAL DETAILS	
Date	
Time	
Mode of Travel	
Train/Flight No.	
Train/Flight Name	
Arrival Place	

DEPARTURE DETAILS	
Date	
Time	
Mode of Travel	
Train/Flight No.	
Train/Flight Name	

Contact Person:.....

Contact Number:.....

(Note: Teams should reach till 12:00 PM on 28th September 2018 for registration and draw of lots)

(Please note that the institute shall provide for pick-up from airport/ railway station/ bus stop, and the participating teams should make necessary arrangement for their departure.)

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SCHEDULE OF EVENT

Date	Programme
25th June	Release of Moot Proposition
25th June	Registration Open
25th August	Last Date of Registration
31st August	Release of Clarifications
10th September	Last Date Memorial Submission (Soft Copy)
15th September	Last Date Memorial Submission (Hard Copy)
28th September	Registration, Draw of Lots, Memorial Exchange
29th September	Inauguration, Prelim Round I
30th September	Prelim Round II & Quarter Finals
1st October 2018	Semi Finals, Finals, Valediction Programme

**4th Manipal Ranka National
Moot Court Competition 2018**



4th Manipal Ranka National Moot Court Competition 2018

29th September to 1st October 2018

Host & Organizer:



School of Law
Manipal University
Jaipur

In Association with:

Ranka Public
Charitable Trust

Venue

Manipal University Jaipur

Dehmi Kalan, Jaipur-Ajmer Expressway,
Near GVK Toll Plaza, Jaipur, Rajasthan 303007

Phone: 0141 399 9100

For Queries Contact-

Dr. Sony Kulshrestha- sonykulshrestha@gmail.com

Mobile-9784259917

or

Mail us at- manipalrankamcc@gmail.com

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